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Attorneys for Defendant Facebook, Inc.,

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
ANOTHER PARTY'S MATERIALS
SHOULD BE SEALED**

[PROPOSED] ORDER

The Court has considered Facebook, Inc.'s ("Facebook") Statement in Support of Plaintiffs' Administrative Motion to Consider Whether Another Party's Materials Should Be Sealed, which proposes to keep the following documents under seal:

Document	Dkt. No.	Description of Documents Sought to Be Kept Fully Under Seal
Plaintiffs' Ex. 90	988-8	<ul style="list-style-type: none"> An investigative report generated by Facebook's consulting experts during ADI to assist counsel in providing Facebook with legal advice, which the Court previously found good cause to seal.
Plaintiffs' Ex. 91	988-9	<ul style="list-style-type: none"> An investigative report generated by Facebook's consulting experts during ADI to assist counsel in providing Facebook with legal advice; the Court previously found good cause to seal similar reports.
Plaintiffs' Ex. 92	988-10	<ul style="list-style-type: none"> An investigative report generated by Facebook's consulting experts during ADI to assist counsel in providing Facebook with legal advice; the Court previously found good cause to seal similar reports.
Plaintiffs' Ex. 93	988-11	<ul style="list-style-type: none"> An investigative report generated by Facebook's consulting experts during ADI to assist counsel in providing Facebook with legal advice; the Court previously found good cause to seal similar reports.
Plaintiffs' Ex. 94	988-12	<ul style="list-style-type: none"> An investigative report generated by Facebook's consulting experts during ADI to assist counsel in providing Facebook with legal advice; the Court previously found good cause to seal similar reports.
Plaintiffs' Ex. 98	988-16	<ul style="list-style-type: none"> Transcript containing Facebook's confidential and competitively sensitive information.
Plaintiffs' Ex. 102	988-19	<ul style="list-style-type: none"> Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 103	988-20	<ul style="list-style-type: none"> Transcript containing Facebook's confidential and competitively sensitive information.
Plaintiffs' Ex. 104	988-21	<ul style="list-style-type: none"> Documents, including transcripts, containing Facebook's confidential and competitively sensitive information.
Plaintiffs' Ex. 112	988-29	<ul style="list-style-type: none"> Internal Facebook document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 113	988-30	<ul style="list-style-type: none"> Internal Facebook document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 114	988-31	<ul style="list-style-type: none"> Document containing confidential information that the Court previously found good cause to seal.

Plaintiffs' Ex. 116	988-33	<ul style="list-style-type: none"> • Transcript containing Facebook's confidential and competitively sensitive information.
Plaintiffs' Ex. 119	988-36	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 121	988-38	<ul style="list-style-type: none"> • Internal Facebook document containing confidential and competitively sensitive information
Plaintiffs' Ex. 122	988-39	<ul style="list-style-type: none"> • Internal Facebook document containing confidential and competitively sensitive information
Plaintiffs' Ex. 123	988-40	<ul style="list-style-type: none"> • Internal Facebook document containing confidential and competitively sensitive information
Plaintiffs' Ex. 124	988-41	<ul style="list-style-type: none"> • Internal Facebook document containing confidential and competitively sensitive information
Plaintiffs' Ex. 125	988-42	<ul style="list-style-type: none"> • Document containing information regarding Facebook's proprietary data systems and data storage and processing practices.
Plaintiffs' Ex. 126	988-43	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 127	988-44	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 129	988-46	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 130	988-47	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 131	988-48	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 132	988-49	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 133	988-50	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 134	988-51	<ul style="list-style-type: none"> • Litigation-related document containing confidential and competitively sensitive information.
Plaintiffs' Ex. 139	988-55	<ul style="list-style-type: none"> • Internal Facebook document containing confidential and competitively sensitive information.

Facebook also proposes to redact limited portions of the following documents:

Document	Dkt. No.	Description of Portions Sought to Be Kept Under Seal
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Plaintiffs' Supplemental Brief in Support of Sanctions	988-3	<ul style="list-style-type: none"> • Limited portions that reveal confidential information regarding Facebook's proprietary data systems and data storage and processing practices. Br. at i, 12–14, 20. • Limited portions that reveal confidential information regarding Facebook's tool for responding to law-enforcement requests for user records. <i>Id.</i> at i, 14–17. • Limited portions that reveal confidential information regarding ADI; the Court previously found good cause to seal similar information. <i>Id.</i> at 9–10, 31–32. • Limited portions that reveal confidential and competitively sensitive information regarding Facebook's business programs, strategies, decisions, and partners. <i>Id.</i> at 24, 31–32.
Declaration of Lesley E. Weaver in Support of Plaintiffs' Supplemental Brief in Support of Sanctions	988-6	<ul style="list-style-type: none"> • Limited portions that reveal confidential information regarding Facebook's proprietary data systems and data storage and processing practices. Weaver Decl. at ¶¶ 4, 53. • Limited portions that reveal confidential information regarding Facebook's tool for responding to law-enforcement requests for user records. <i>Id.</i> at ¶ 5. • Limited portions that reveal confidential information regarding ADI; the Court previously found good cause to seal similar information. <i>Id.</i> at ¶¶ 14–16, 18, 45–47.
Plaintiffs' Ex. 95	988-13	<ul style="list-style-type: none"> • Limited portions that reveal confidential information regarding Facebook's tool for responding to law-enforcement requests for user records. Ex. 95 at Tr. at 40:2–6, 8–20, 23–24, 41:6–7, 15–18, 20–25, 42:1–19, 22. • Limited portions that reveal confidential information regarding Facebook's proprietary data systems and data storage and processing practices. Ex. 95 at Tr. at 69:11–25.
Plaintiffs' Ex. 96	988-14	<ul style="list-style-type: none"> • Limited portions that reveal confidential information regarding Facebook's proprietary data systems and data storage and processing practices. Ex. 96 at 1–4. • Limited portions that reveal confidential information regarding Facebook's tool for responding to law-enforcement requests for user records. Ex. 96 at 2–3.
Plaintiffs' Ex. 97	988-15	<ul style="list-style-type: none"> • Confidential information regarding Facebook's tool for responding to law-enforcement requests for user records. Ex. 97 at 1–2; Internal Ex. A. • Limited portions that reveal confidential information regarding Facebook's proprietary data systems and data storage and processing practices. Ex. 97 at 1, 3.
Plaintiffs' Ex. 105	988-22	<ul style="list-style-type: none"> • Limited portions that reveal confidential and competitively sensitive information regarding Facebook's business programs, strategies, decisions, and partners. Ex. 105 at Tr. at 266:11–13, 18–20, 268:2–3, 20–23, 269:2–6, 270:1–2, 273:5–8, 14–15, 281:25–282:6.

Plaintiffs’ Ex. 106	998-23	<ul style="list-style-type: none"> Limited portions that reveal confidential and competitively sensitive information regarding Facebook’s business programs, strategies, decisions, and partners. Ex. 106 at Tr. at 92:1–2, 4, 7–12, 20, 22–23, 25, 94:1–9, 13, 19–22, 24–25, 101:15–17, 24, 104:1–4, 25, 105:1–4, 7, 9–10, 24–25, 118:2–3, 9–11, 14, 17–19, 119:2–3, 19–20, 161:1–5, 9–10, 13, 20, 23–25, 163:2–4, 9–11, 13–15, 24–25, 164:1–3, 6–8, 12–15, 21–23, 165:1–3, 8–10, 13–14, 168:15–16, 19–20, 24–25, 169:1, 6–7, 20–21, 23–25, 170:1–5, 7, 14–16, 182:4–12, 19–21, 24–25, 224:2, 4, 11–22, 226:6–7, 11–12, 14, 24–25, 240:3–6, 10–11; Internal Ex. 0007 at 1–3; Internal Ex. 0013 at 1–5.
Plaintiffs’ Ex. 109	988-26	<ul style="list-style-type: none"> Limited portions that reveal confidential information regarding Facebook’s business partners. Ex. 109 at 3.
Plaintiffs’ Ex. 115	988-32	<ul style="list-style-type: none"> Confidential information that the Court previously found good cause to seal. Ex. 115 at 1–5.
Plaintiffs’ Ex. 117	988-34	<ul style="list-style-type: none"> Confidential information that the Court previously found good cause to seal. Ex. 117 at 1.
Plaintiffs’ Ex. 137	988-53	<ul style="list-style-type: none"> Confidential information that the Court previously found good cause to seal. Ex. 137 at 2–6.

Good cause having been shown, Plaintiffs’ Administrative Motion To Consider Whether Another Party’s Materials Should Be Sealed is GRANTED. The Court hereby ORDERS:

1. The following exhibits submitted by Plaintiffs shall be permanently sealed:
 - A. Exs. 90–94, 98, 102–104, 112–114, 116, 119, 121–127, 129–134, 139.
2. The redacted versions of the following documents shall be filed on the public docket:
 - A. Plaintiffs’ Supplemental Brief in Support of Sanctions, attached as Exhibit 2 to the Declaration of Deborah Stein in Support of Facebook’s Statement in Support of Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Material Should Be Sealed (“Stein Declaration”);
 - B. The Declaration of Lesley E. Weaver in Support of Plaintiffs’ Supplemental Brief in Support of Sanctions, attached as Exhibit 4 to the Stein Declaration; and
 - C. Plaintiffs’ Exhibits 95–97, 105, 106, 109, 115, 117, 137, attached with the same numbering and “-B” to the Stein Declaration.
3. The unredacted versions of the following documents shall be sealed permanently:
 - A. Plaintiffs’ Supplemental Brief in Support of Sanctions, attached as Exhibit 1 to the Stein Declaration;
 - B. The Declaration of Lesley E. Weaver in Support of Plaintiffs’ Supplemental Brief in Support of Sanctions, attached as Exhibit 3 to the Stein Declaration; and
 - C. Plaintiffs’ Exhibits 95–97, 105, 106, 109, 115, 117, 137, attached with the same numbering and “-A” to the Stein Declaration.

IT IS SO ORDERED.

DATE: _____

VINCE CHHABRIA
United States District Judge